

# State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

## Appendix A ... segment II

### LRB BILL HISTORY RESEARCH APPENDIX

The drafting file for 2013 LRB-1354/4 (For: Rep. Czaja)

has been copied/added to the drafting file for

**2013 LRB-2943** (For: Rep. Czaja)

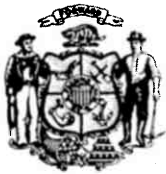
Are These "Companion Bills" ?? ... No



**RESEARCH APPENDIX -**  
**PLEASE KEEP WITH THE DRAFTING FILE**

Date Transfer Requested: 08/16/2013 (Per: RNK)

The attached draft was incorporated into the new draft listed above. For research purposes the attached materials were added, as a appendix, to the new drafting file. If introduced this section will be scanned and added, as a separate appendix, to the electronic drafting file folder.



Soon  
State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-1354/2

RNK:sac:ph

Roll  
3  
run

## 2013 BILL

In  
6/1

gen ca

1 AN ACT *to repeal* 350.12 (3j) (d) and 350.12 (5) (d); *to renumber* 350.12 (3j) (b);  
2 *to renumber and amend* 25.29 (1) (d) 1. and 350.12 (4) (bg) 2.; *to amend*  
3 350.12 (3) (a) 1., 350.12 (3j) (a) 2., 350.12 (3j) (e) 2., 350.12 (3m) (d) and 350.122  
4 (4) (d); and *to create* 25.29 (1) (d) 1. a., 25.29 (1) (d) 1. b., 350.12 (3j) (b) 1., 350.12  
5 (3j) (b) 3., 350.12 (3j) (b) 4., 350.12 (3j) (bg) and 350.12 (4) (bg) 2. b. of the  
6 statutes; **relating to:** snowmobile registration, trail use sticker requirements,  
7 calculating the estimated snowmobile gas tax payment, and funding for  
8 supplemental snowmobile trail aids.

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### *Analysis by the Legislative Reference Bureau*

Current law prohibits a person from operating a snowmobile in this state unless the snowmobile is covered by a public-use or private-use registration issued by the Department of Natural Resources (DNR) or is exempt from registration. A person who owns a snowmobile is generally exempt from snowmobile registration requirements in this state if the snowmobile is covered by a valid registration in another state or country. A public-use registration is valid for two years and a private-use registration is valid until ownership of the snowmobile is transferred. This bill eliminates the two-year registration period for a public-use registration and provides that a public-use registration is valid until ownership of the

**BILL**

snowmobile is transferred. The bill also lowers the public-use registration fee from \$30 to \$15.

Under current law, a person who owns a snowmobile that is not registered in this state or is exempt from registration must display a trail use sticker issued by DNR on the snowmobile. The fee for this sticker is \$34.25. This bill requires all snowmobiles to display a trail use sticker, regardless of whether the snowmobile is registered in this state. The bill provides that the fee for a trail use sticker issued for a snowmobile that is registered in this state is \$14.25 if the snowmobile is owned by a snowmobile club member and \$34.25 if the owner does not belong to a snowmobile club.

Under current law, DNR provides funding from the snowmobile account in the conservation fund for snowmobile regulation purposes including aids to counties for activities such as snowmobile trail development and maintenance and law enforcement. Currently, these activities are funded by snowmobile fees and by moneys transferred from the transportation fund to the conservation fund. The amount of this transfer equals the estimated snowmobile gas tax formula. The estimated snowmobile gas tax formula amount is based on an estimate of the amount of excise tax paid on gasoline by operators of all snowmobiles registered in this state. Beginning with fiscal year ~~2015-16~~<sup>2016-17</sup>, this bill bases the estimated snowmobile gas tax formula on an estimate of the excise tax paid on gasoline by operators of registered snowmobiles in this state who are issued a trail use sticker.

Current law also requires DNR to calculate an amount equal to the number of trail use stickers issued by DNR in the previous fiscal year multiplied by \$32 and to credit this amount to an appropriation account that funds aids to counties for activities such as trail development and maintenance. This bill changes the basis on which DNR must calculate the amount to be credited to that appropriation. Under the bill, DNR must credit an amount equal to the number of trail use stickers issued in the previous fiscal year to owners of snowmobiles that are exempt from registration multiplied by \$34.25.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

---

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

1           **SECTION 1.** 25.29 (1) (d) 1. of the statutes is renumbered 25.29 (1) (d) 1. (intro.)

2           and amended to read:

3           25.29 (1) (d) 1. (intro.) An For fiscal years before fiscal year 2015-16, an amount

4           calculated by multiplying the number of snowmobiles registered under s. 350.12 or

5           350.122 on the last day of March of the previous fiscal year by 50 gallons and

## BILL

1 multiplying that product by the excise tax imposed under s. 78.01 (1) on the last day  
2 of March of the previous fiscal year. <sup>2016-17</sup> For fiscal year ~~2015-16~~, and for each fiscal year  
3 thereafter, an amount calculated by multiplying the sum of the following by 50  
4 gallons and multiplying that product by the excise tax imposed under s. 78.01 on the  
5 last day of March of the previous fiscal year:

6 SECTION 2. 25.29 (1) (d) 1. a. of the statutes is created to read:

7 25.29 (1) (d) 1. a. The number of trail use stickers issued under s. 350.12 (3j)  
8 during the 12-month period before the last day of March of the previous fiscal year  
9 to owners of snowmobiles that are registered under s. 350.12 (3).

10 SECTION 3. 25.29 (1) (d) 1. b. of the statutes is created to read:

11 25.29 (1) (d) 1. b. The number of snowmobiles registered under s. 350.122 on  
12 the last day of March of the previous fiscal year.

13 SECTION 4. 350.12 (3) (a) 1. of the statutes is amended to read:

14 350.12 (3) (a) 1. Except as provided under subs. (2) and (5) (cm), no person may  
15 operate and no owner may give permission for the operation of any snowmobile  
16 within this state unless the snowmobile is registered for public use or private use  
17 under this paragraph or s. 350.122 or as an antique under par. (b) and has the  
18 registration decals displayed as required under sub. (5) or s. 350.122 or unless the  
19 snowmobile has a reflectorized plate attached as required under par. (c) 3. A  
20 snowmobile that is not registered as an antique under par. (b) may be registered for  
21 public use. A snowmobile that is not registered as an antique under par. (b) and that  
22 is used exclusively on private property, as defined under s. 23.33 (1) (n), may be  
23 registered for private use. A snowmobile public-use registration certificate is valid  
24 for 2 years beginning on the July 1 prior to the date of application if registration is  
25 made prior to April 1 and beginning on the July 1 subsequent to the date of

**BILL****SECTION 4**

1     ~~application if registration is made after April 1 and ending on June 30, 2 years~~  
2     ~~thereafter. A snowmobile or~~ private-use registration certificate is valid from the  
3     date of issuance until ownership of the snowmobile is transferred. The fee for the  
4     issuance ~~or renewal~~ of a public-use registration certificate is ~~\$30~~ \$15, except that the  
5     fee is \$5 if it is a snowmobile owned and operated by a political subdivision of this  
6     state. There is no fee for the issuance of a private-use registration certificate or for  
7     the issuance of a registration certificate to the state.

8             **SECTION 5.** 350.12 (3j) (a) 2. of the statutes is amended to read:

9             350.12 (3j) (a) 2. ~~Except as provided in par. (d), no~~ No person who is the owner  
10     of a snowmobile may operate, or give permission for another person to operate, a  
11     snowmobile on a public snowmobile corridor in this state unless a trail use sticker  
12     issued under this subsection is displayed on the snowmobile.

13            **SECTION 6.** 350.12 (3j) (b) of the statutes is renumbered 350.12 (3j) (b) 2.

14            **SECTION 7.** 350.12 (3j) (b) 1. of the statutes is created to read:

15            350.12 (3j) (b) 1. In this paragraph, "snowmobile club" means an association  
16     organized in this state the members of which are members of the Association of  
17     Wisconsin Snowmobile Clubs and that meets at least 3 times per year, that has at  
18     least 10 members, and that promotes responsible snowmobiling.

19            **SECTION 8.** 350.12 (3j) (b) 3. of the statutes is created to read:

20            350.12 (3j) (b) 3. The fee for a trail use sticker issued for a snowmobile that is  
21     registered under sub. (3) and that is owned by a person who is a member of a  
22     snowmobile club is \$14.25.

23            **SECTION 9.** 350.12 (3j) (b) 4. of the statutes is created to read:

**BILL**

1           350.12 (3j) (b) 4. The fee for a trail use sticker issued for a snowmobile that is  
2 registered under sub. (3) and that is owned by a person who is not a member of a  
3 snowmobile club is \$34.25.

4           **SECTION 10.** 350.12 (3j) (bg) of the statutes is created to read:

5           350.12 (3j) (bg) A trail use sticker issued for a snowmobile for which a fee is  
6 charged under this subsection may be issued only by the department and persons  
7 appointed by the department and expires on June 30 of each year.

8           **SECTION 11.** 350.12 (3j) (d) of the statutes is repealed.

9           **SECTION 12.** 350.12 (3j) (e) 2. of the statutes is amended to read:

10          350.12 (3j) (e) 2. Any person, including the department, who issues a trail use  
11 sticker shall collect in addition to the fee under par. (b) 2., 3., or 4. an issuing fee of  
12 75 cents. The agent may retain 50 cents of the issuing fee to compensate the agent  
13 for the agent's services in issuing the sticker.

14          **SECTION 13.** 350.12 (3m) (d) of the statutes is amended to read:

15          350.12 (3m) (d) *Estimate.* On July 1 of each even-numbered year, the  
16 department shall estimate as accurately as possible the total ~~registration trail use~~  
17 ~~sticker~~ receipts for a 2-year period and adjust the estimate periodically to reflect  
18 actual receipts.

19          **SECTION 14.** 350.12 (4) (bg) 2. of the statutes is renumbered 350.12 (4) (bg) 2.  
20 a. and amended to read:

21          350.12 (4) (bg) 2. a. For fiscal year ~~years~~ 2011-12, ~~and for each fiscal year~~  
22 ~~thereafter through 2014-15,~~ <sup>2015-16</sup> the department shall calculate an amount equal to the  
23 number of trail use stickers issued under sub. (3j) in the previous fiscal year  
24 multiplied by \$32 and shall credit this amount to the appropriation account under  
25 s. 20.370 (5) (cw). From the appropriation account under s. 20.370 (5) (cw), the

**BILL**

1 department shall make payments to the department or a county for the purposes  
2 specified in par. (b). The department shall make payments under par. (bm) for trail  
3 maintenance costs that were incurred in the previous fiscal year and that exceed the  
4 maximum specified under par. (b) 1. before making payments for any of the other  
5 purposes specified in par. (b).

6 **SECTION 15.** 350.12 (4) (bg) 2. b. of the statutes is created to read:

7 350.12 (4) (bg) 2. b. For fiscal year ~~2015-16~~<sup>2016-17</sup>, and for each fiscal year thereafter,  
8 the department shall calculate an amount equal to the number of trail use stickers  
9 issued under sub. (3j) in the previous fiscal year to owners of snowmobiles that are  
10 exempt from registration under sub. (2) multiplied by \$34.25 and shall credit this  
11 amount to the appropriation account under s. 20.370 (5) (cw). From the  
12 appropriation account under s. 20.370 (5) (cw), the department shall make payments  
13 to the department or a county for the purposes specified in par. (b). The department  
14 shall make payments under par. (bm) for trail maintenance costs that were incurred  
15 in the previous fiscal year and that exceed the maximum specified under par. (b) 1.  
16 before making payments for any of the other purposes specified in par. (b).

17 **SECTION 16.** 350.12 (5) (d) of the statutes is repealed.

18 **SECTION 17.** 350.122 (4) (d) of the statutes is amended to read:

19 350.122 (4) (d) The band shall establish procedures that are substantially  
20 similar to the procedures specified in s. 350.12 (3) (a) 2., 3., and 4., ~~(5) (d)~~ and (6) and  
21 to the procedures to be used for validating applications for purposes of s. 350.12 (5)  
22 (b) and (c).

23 **SECTION 18. Nonstatutory provisions.**

24 (1) Notwithstanding the snowmobile public-use registration period specified  
25 under section 350.12 (3) (a) 1. of the statutes, as affected by this act, the department

## BILL

1 shall, upon an applicant's request and for a fee of \$15, renew any snowmobile  
2 public-use registration certificate that expires on June 30, ~~2013~~ 2014. A snowmobile  
3 public-use registration certificate that is renewed under this subsection expires on  
4 June 30, ~~2014~~ 2015.

5 (2) The department shall furnish an applicant for the renewal of a public-use  
6 registration certificate under subsection (1) with information about the trail use  
7 sticker requirements for operators of snowmobiles under section 350.12 (3j) of the  
8 statutes, as affected by this act.

9 **SECTION 19. Effective dates.** This act takes effect on ~~the day after publication~~,  
10 except as follows:

11 (1) SECTION 18 of this act takes effect on July 1, ~~2013~~ 2014. July 1, 2015

12 (END)

The treatment of section 350.12(3)(a) 1. of  
the statutes and



**Kite, Robin**

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**From:** Rep.Czaja  
**Sent:** Thursday, July 25, 2013 10:10 AM  
**To:** Kite, Robin  
**Cc:** Burri, Lance  
**Subject:** Draft changes to LRB 1354/3, snowmobile CapStep I

Robin,

Rep. Czaja has been meeting with the various parties involved, and has draft changes to request to the CapStep legislation.

She would like to start over with a fresh LRB number, please.

All remains the same as in LRB 1354/3, except for the following changes:

- ✓ 1. Continue the current practice of a 2-year registration system (unlike LRB 1354, which had proposed the one-time registration)
- ✓ 2. Out-of-state/Non-resident trail passes to cost \$45/yr
- ✓ 3. Create a trail pass exclusion for "vintage" snowmobiles – Rep. Czaja believes the vintage definition already exists; if not, please designate snowmobiles 20+ years and older as vintage
- ✓ 4. The annual trail pass for those who have snowmobiles registered in Wisconsin remains at \$34.25 for non-club members; \$14.25 if a club member

Thank you. I have copied Lance in Sen. Gudex office on this email, I believe he will be making a similar request for his companion bill.

Emily  
6-7695

7/25

Per Rep Czaja - OK to just redraft to/4



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-1354/8

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2013 BILL

In  
7/26

D-Note

re-reg cat

1 **AN ACT to repeal** 350.12 (3j) (d) and 350.12 (5) (d); **to renumber** 350.12 (3j) (b);  
2 **to renumber and amend** 25.29 (1) (d) 1. and 350.12 (4) (bg) 2.; **to amend**  
3 350.12 (3) (a) 1., 350.12 (3j) (a) 2., 350.12 (3j) (e) 2., 350.12 (3m) (d) and 350.122  
4 (4) (d); and **to create** 25.29 (1) (d) 1. a., 25.29 (1) (d) 1. b., 350.12 (3j) (b) 1., 350.12  
5 (3j) (b) 3., 350.12 (3j) (b) 4., 350.12 (3j) (bg) and 350.12 (4) (bg) 2. b. of the  
6 statutes; **relating to:** snowmobile registration, trail use sticker requirements,  
7 calculating the estimated snowmobile gas tax payment, and funding for  
8 supplemental snowmobile trail aids.

**Analysis by the Legislative Reference Bureau**

Current law prohibits a person from operating a snowmobile in this state unless the snowmobile is covered by a public-use or private-use registration issued by the Department of Natural Resources (DNR) or is exempt from registration. A person who owns a snowmobile is generally exempt from snowmobile registration requirements in this state if the snowmobile is covered by a valid registration in another state or country. A public-use registration is valid for two years and a private-use registration is valid until ownership of the snowmobile is transferred. This bill eliminates the two-year registration period for a public-use registration and provides that a public-use registration is valid until ownership of the

**BILL**

snowmobile is transferred. The bill also lowers the public-use registration fee from \$30 to \$15.

Under current law, a person who owns a snowmobile that is not registered in this state or is exempt from registration must display a trail use sticker issued by DNR on the snowmobile. The fee for this sticker is \$34.25. This bill requires all snowmobiles to display a trail use sticker, regardless of whether the snowmobile is registered in this state. The bill provides that the fee for a trail use sticker issued for a snowmobile that is registered in this state is \$14.25 if the snowmobile is owned by a snowmobile club member and \$34.25 if the owner does not belong to a snowmobile club.

INS  
ANALYSIS

Under current law, DNR provides funding from the snowmobile account in the conservation fund for snowmobile regulation purposes including aids to counties for activities such as snowmobile trail development and maintenance and law enforcement. Currently, these activities are funded by snowmobile fees and by moneys transferred from the transportation fund to the conservation fund. The amount of this transfer equals the estimated snowmobile gas tax formula. The estimated snowmobile gas tax formula amount is based on an estimate of the amount of excise tax paid on gasoline by operators of all snowmobiles registered in this state. Beginning with fiscal year 2016-17, this bill bases the estimated snowmobile gas tax formula on an estimate of the excise tax paid on gasoline by operators of registered snowmobiles in this state who are issued a trail use sticker.

Current law also requires DNR to calculate an amount equal to the number of trail use stickers issued by DNR in the previous fiscal year multiplied by \$32 and to credit this amount to an appropriation account that funds aids to counties for activities such as trail development and maintenance. This bill changes the basis on which DNR must calculate the amount to be credited to that appropriation. Under the bill, DNR must credit an amount equal to the number of trail use stickers issued in the previous fiscal year to owners of snowmobiles that are exempt from registration multiplied by \$34.25.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

- 1        **SECTION 1.** 25.29 (1) (d) 1. of the statutes is renumbered 25.29 (1) (d) 1. (intro.)
- 2        and amended to read:
- 3        25.29 (1) (d) 1. (intro.) An For fiscal years before fiscal year 2016-17, an amount
- 4        calculated by multiplying the number of snowmobiles registered under s. 350.12 or
- 5        350.122 on the last day of March of the previous fiscal year by 50 gallons and

## BILL

1 multiplying that product by the excise tax imposed under s. 78.01 (1) on the last day  
2 of March of the previous fiscal year. For fiscal year 2016-17, and for each fiscal year  
3 thereafter, an amount calculated by multiplying the sum of the following by 50  
4 gallons and multiplying that product by the excise tax imposed under s. 78.01 on the  
5 last day of March of the previous fiscal year:

6 ~~SECTION 2. 25.29 (1) (d) 1. a. of the statutes is created to read:~~

7 25.29 (1) (d) 1. a. The number of trail use stickers issued under s. 350.12 (3j)  
8 during the 12-month period before the last day of March of the previous fiscal year  
9 to owners of snowmobiles that are registered under s. 350.12 (3).

10 ~~SECTION 3. 25.29 (1) (d) 1. b. of the statutes is created to read:~~

11 25.29 (1) (d) 1. b. The number of snowmobiles registered under s. 350.122 on  
12 the last day of March of the previous fiscal year.

13 SECTION 4. 350.12 (3) (a) 1. of the statutes is amended to read:

14 350.12 (3) (a) 1. Except as provided under subs. (2) and (5) (cm), no person may  
15 operate and no owner may give permission for the operation of any snowmobile  
16 within this state unless the snowmobile is registered for public use or private use  
17 under this paragraph or s. 350.122 or as an antique under par. (b) and has the  
18 registration decals displayed as required under sub. (5) or s. 350.122 or unless the  
19 snowmobile has a reflectorized plate attached as required under par. (c) 3. A  
20 snowmobile that is not registered as an antique under par. (b) may be registered for  
21 public use. A snowmobile that is not registered as an antique under par. (b) and that  
22 is used exclusively on private property, as defined under s. 23.33 (1) (n), may be  
23 registered for private use. A snowmobile public-use registration certificate is valid  
24 for 2 years beginning on the July 1 prior to the date of application if registration is  
25 made prior to April 1 and beginning on the July 1 subsequent to the date of

↓  
plain (no stakes)

## BILL

plain - no strikes

## SECTION 4

1 ~~application if registration is made after April 1 and ending on June 30, 2 years~~  
2 ~~thereafter. A snowmobile~~ <sup>plain - no strike</sup> private-use registration certificate is valid from the  
3 date of issuance until ownership of the snowmobile is transferred. The fee for the  
4 issuance <sup>or renewal</sup> of a public-use registration certificate is ~~\$30~~ <sup>\$15</sup>, except that the  
5 fee is \$5 if it is a snowmobile owned and operated by a political subdivision of this  
6 state. There is no fee for the issuance of a private-use registration certificate or for  
7 the issuance of a registration certificate to the state.

8 SECTION 5. 350.12 (3j) (a) 2. of the statutes is amended to read:

9 350.12 (3j) (a) 2. ~~Except as provided in par. (d), no~~ No person who is the owner  
10 of a snowmobile may operate, or give permission for another person to operate, a  
11 snowmobile on a public snowmobile corridor in this state unless a trail use sticker  
12 issued under this subsection is displayed on the snowmobile.

13 SECTION 6. 350.12 (3j) (b) of the statutes is renumbered 350.12 (3j) (b) 2.

14 SECTION 7. 350.12 (3j) (b) 1. of the statutes is created to read:

15 350.12 (3j) (b) 1. In this paragraph, "snowmobile club" means an association  
16 organized in this state the members of which are members of the Association of  
17 Wisconsin Snowmobile Clubs and that meets at least 3 times per year, that has at  
18 least 10 members, and that promotes responsible snowmobiling.

19 SECTION 8. 350.12 (3j) (b) 3. of the statutes is created to read:

20 350.12 (3j) (b) 3. <sup>Except as provided in subd. 5,</sup> The fee for a trail use sticker issued for a snowmobile that is  
21 registered under sub. (3) and that is owned by a person who is a member of a  
22 snowmobile club is \$14.25.

23 SECTION 9. 350.12 (3j) (b) 4. of the statutes is created to read:

## BILL

1           350.12 (3j) (b) 4. *Except as provided in subd. 5,* The fee for a trail use sticker issued for a snowmobile that is  
2           registered under sub. (3) and that is owned by a person who is not a member of a  
3           snowmobile club is \$34.25.

4           **SECTION 10.** 350.12 (3j) (bg) of the statutes is created to read:

5           350.12 (3j) (bg) A trail use sticker issued for a snowmobile for which a fee is  
6           charged under this subsection may be issued only by the department and persons  
7           appointed by the department and expires on June 30 of each year.

8           **SECTION 11.** 350.12 (3j) (d) of the statutes is repealed.

9           **SECTION 12.** 350.12 (3j) (e) 2. of the statutes is amended to read:

10          350.12 (3j) (e) 2. Any person, including the department, who issues a trail use  
11          sticker shall collect in addition to the fee under par. (b) 2., 3., or 4. an issuing fee of  
12          75 cents. The agent may retain 50 cents of the issuing fee to compensate the agent  
13          for the agent's services in issuing the sticker.

14          **SECTION 13.** 350.12 (3m) (d) of the statutes is amended to read:

15          350.12 (3m) (d) *Estimate.* On July 1 of each even-numbered year, the  
16          department shall estimate as accurately as possible the total registration trail use  
17          sticker receipts for a 2-year period and adjust the estimate periodically to reflect  
18          actual receipts.

19          **SECTION 14.** 350.12 (4) (bg) 2. of the statutes is renumbered 350.12 (4) (bg) 2.  
20          a. and amended to read:

21          350.12 (4) (bg) 2. a. For fiscal year years 2011-12, and for each fiscal year  
22          thereafter through 2015-16, the department shall calculate an amount equal to the  
23          number of trail use stickers issued under sub. (3j) in the previous fiscal year  
24          multiplied by \$32 and shall credit this amount to the appropriation account under  
25          s. 20.370 (5) (cw). From the appropriation account under s. 20.370 (5) (cw), the

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**BILL**

1 department shall make payments to the department or a county for the purposes  
2 specified in par. (b). The department shall make payments under par. (bm) for trail  
3 maintenance costs that were incurred in the previous fiscal year and that exceed the  
4 maximum specified under par. (b) 1. before making payments for any of the other  
5 purposes specified in par. (b).

6 **SECTION 15.** 350.12 (4) (bg) 2. b. of the statutes is created to read:

7 350.12 (4) (bg) 2. b. For fiscal year 2016-17, and for each fiscal year thereafter,  
8 the department shall calculate an amount equal to the number of trail use stickers  
9 issued under sub. (3j) in the previous fiscal year to owners of snowmobiles that are  
10 exempt from registration under sub. (2) multiplied by ~~\$34.25~~ <sup>\$44.25</sup> and shall credit this  
11 amount to the appropriation account under s. 20.370 (5) (cw). From the  
12 appropriation account under s. 20.370 (5) (cw), the department shall make payments  
13 to the department or a county for the purposes specified in par. (b). The department  
14 shall make payments under par. (bm) for trail maintenance costs that were incurred  
15 in the previous fiscal year and that exceed the maximum specified under par. (b) 1.  
16 before making payments for any of the other purposes specified in par. (b).

17 ~~**SECTION 16.** 350.12 (5) (d) of the statutes is repealed.~~

18 **SECTION 17.** 350.122 (4) (d) of the statutes is amended to read:

19 350.122 (4) (d) The band shall establish procedures that are substantially  
20 similar to the procedures specified in s. 350.12 (3) (a) 2., 3., and 4., ~~(5) (d) and (6) and~~  
21 to the procedures to be used for validating applications for purposes of s. 350.12 (5)  
22 (b) and (c).

23 **SECTION 18. Nonstatutory provisions.**

24 (1) Notwithstanding the snowmobile public-use registration period specified  
25 under section 350.12 (3) (a) 1. of the statutes, as affected by this act, the department

**BILL**

1 shall, upon an applicant's request and for a fee of \$15, renew any snowmobile  
2 public-use registration certificate that expires on June 30, 2014. A snowmobile  
3 public-use registration certificate that is renewed under this subsection expires on  
4 June 30, 2015.

5 (2) The department shall furnish an applicant for the renewal of a public-use  
6 registration certificate under subsection (1) with information about the trail use  
7 sticker requirements for operators of snowmobiles under section 350.12 (3j) of the  
8 statutes, as affected by this act.

9 **SECTION 19. Effective dates.** This act takes effect on July 1, 2015, except as  
10 follows:

11 (1) The treatment of section 350.12 (3) (a) 1. of the statutes and SECTION 18 of  
12 this act take effect on July 1, 2014.

13 (END)

DN (and DN insert)

change  
component



**2013-2014 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1354/4ins.  
RNK:.....

**INSERT ANALYSIS**

¶ The bill also increases the fee for trail use stickers issued to persons who own snowmobiles that are not registered in this state or that are exempt from registration from \$34.25 to \$44.25. In addition, the bill provides that there is no fee for a trail use sticker registered as an antique snowmobile. Current law provides that an antique snowmobile is one that is registered by a person who is a resident of this state and that has a model year of 1966 or earlier.

**INSERT 4-13**

1

2

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7

✓

**SECTION 1.** 350.12 (3j) (b) of the statutes is renumbered 350.12 (3j) (b) 2. and amended to read:

350.12 (3j) (b) 2. The fee for a trail use sticker issued for a snowmobile that is exempt from registration under sub. (2) (b) or (bn) is ~~\$34.25~~ \$44.25. A trail use sticker issued for such a snowmobile may be issued only by the department and persons appointed by the department and expires on June 30 of each year.

**History:** 1971 c. 211, 277; 1973 c. 298; 1975 c. 39 ss. 693g to 693m, 734; 1975 c. 224; 1977 c. 29, 402; 1979 c. 32; 1979 c. 34 ss. 1072, 2102 (39) (a); 1979 c. 221; 1981 c. 20, 294, 295; 1983 a. 27 ss. 1709, 1710, 2202 (38); 1983 a. 36, 405; 1985 a. 29 s. 3202 (39); 1985 a. 68, 322; 1985 a. 332 ss. 211, 253; 1987 a. 27, 129, 399; 1989 a. 31, 270, 336; 1991 a. 39, 269, 316; 1993 a. 16, 405, 436; 1995 a. 27, 225; 1997 a. 27, 237; 1999 a. 9; 2001 a. 16; 2003 a. 166, 321; 2005 a. 25, 481; 2007 a. 226; 2011 a. 32, 257.

**INSERT 5-3**

8

9

10

✓

**SECTION 2.** 350.12 (3j) (b) 5. of the statutes is created to read:

350.12 (3j) (b) 5. There is no fee for a trail use sticker issued for a snowmobile that is registered as an antique snowmobile under sub. (3) (b). ✓

**2013-2014 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1354/4ins.  
RNK:.....

**INSERT 3-12**

1           **SECTION 1.** 25.29 (1) (d) 3. (intro.) of the statutes, as affected by 2013 Wisconsin  
2 Act 20, is amended to read:

3           25.29 (1) (d) 3. (intro.) For fiscal year 2013-14, ~~and for each~~ through fiscal year  
4 ~~thereafter~~ 2015-16, the estimated snowmobile gas tax payment is the sum of the  
5 following amounts:

6           **SECTION 2.** 25.29 (1) (d) 4. (intro.) of the statutes is created to read:

7           25.29 (1) (d) 4. (intro.) For fiscal year 2016-17, and for each fiscal year  
8 thereafter, the estimated snowmobile gas tax payment is the sum of the following:

9           **SECTION 3.** 25.29 (1) (d) 4. a. of the statutes is created to read:

10          25.29 (1) (d) 4. a. An amount calculated by multiplying the number of trail use  
11 stickers issued under s. 350.12 (3j) during the 12-month period before the last day  
12 of March of the previous fiscal year to owners of snowmobiles that are registered  
13 under s. 350.12 by 50 gallons and multiplying that product by the excise tax imposed  
14 under s. 78.01 (1) on the last day of March of the previous fiscal year.

15          **SECTION 4.** 25.29 (1) (d) 4. b. of the statutes is created to read:

16          25.29 (1) (d) 4. b. An amount calculated by multiplying the number of  
17 snowmobiles that are registered under s. 350.122 on the last day of March of the  
18 previous fiscal year by 50 gallons and multiplying that product by the excise tax  
19 imposed under s. 78.01 (1) on the last day of March of the previous fiscal year.

20          **SECTION 5.** 25.29 (1) (d) 4. c. of the statutes is created to read:

21          25.29 (1) (d) 4. c. An amount equal to 55 percent of the sum of the amounts  
22 calculated under subd. 4. a. and b.

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1354/4dn

RNK: /.....

SAC

- date -

Please note the following with regard to this redraft:

\* 1. One of the instructions for this redraft was to include a trail use sticker "exclusion" for vintage snowmobiles. I have assumed that you want the exclusion to apply to snowmobiles ~~registered~~ registered as antiques under s. 350.12 (3) (b), stats. Antique snowmobiles are those that are registered to Wisconsin residents and that have a model year of 1966 or earlier.

2. I also assumed that you did not want to exempt an antique snowmobile owner from the requirement to obtain a trail use sticker but wanted, instead, to provide that no fee was required for the sticker. If I misunderstood your intent, please let me know.

3. Another one of the redraft instructions was to change the nonresident trail sticker fee to \$45 (\$44.25 before the additional service fee is added). This redraft contains that change. Also, because the draft uses the amount of the nonresident trail sticker fee to calculate the amount credited to the appropriation under s. 20.370 (5) (cw) (see s. 350.12 (4) (bg) 2. b., as created in the draft), I have revised the draft so that the \$44.25 fee, instead of the \$34.25 fee, is used as a basis for that calculation. Again, if this is not consistent with your intent, please let me know.

INS.  
DN → Please feel free to contact me if you have any questions about this redraft.

Robin N. Kite  
Senior Legislative Attorney  
Phone: (608) 266-7291  
E-mail: robin.kite@legis.wisconsin.gov

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1354/4dnIns  
RNK:.....

DN/INSERT

4. In addition to making the changes you have requested, this draft also includes changes that affect s. 25.29 (1) (d), stats. That statute was affected by the 2013-15 biennial budget bill (Act 20) and I have revised this draft to take those changes into account. Please confirm that these changes in s. 25.29 (1) (d) are consistent with your intent.

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1354/4dn  
RNK:sac:jm

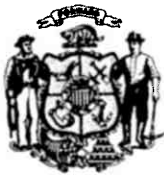
August 14, 2013

Please note the following with regard to this redraft:

1. One of the instructions for this redraft was to include a trail use sticker "exclusion" for vintage snowmobiles. I have assumed that you want the exclusion to apply to snowmobiles registered as antiques under s. 350.12 (3) (b), stats. Antique snowmobiles are those that are registered to Wisconsin residents and that have a model year of 1966 or earlier.
2. I also assumed that you did not want to exempt an antique snowmobile owner from the requirement to obtain a trail use sticker but wanted, instead, to provide that no fee was required for the sticker. If I misunderstood your intent, please let me know.
3. Another one of the redraft instructions was to change the nonresident trail sticker fee to \$45 (\$44.25 before the additional service fee is added). This redraft contains that change. Also, because the draft uses the amount of the nonresident trail sticker fee to calculate the amount credited to the appropriation under s. 20.370 (5) (cw) (see s. 350.12 (4) (bg) 2. b., as created in the draft), I have revised the draft so that the \$44.25 fee, instead of the \$34.25 fee, is used as a basis for that calculation. Again, if this is not consistent with your intent, please let me know.
4. In addition to making the changes you have requested, this draft also includes changes that affect s. 25.29 (1) (d), stats. That statute was affected by the 2013-15 biennial budget bill (Act 20) and I have revised this draft to take those changes into account. Please confirm that these changes in s. 25.29 (1) (d) are consistent with your intent.

Please feel free to contact me if you have any questions about this redraft.

Robin N. Kite  
Senior Legislative Attorney  
Phone: (608) 266-7291  
E-mail: robin.kite@legis.wisconsin.gov



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-1354/4  
RNK:sac:jm

2013 BILL

1     **AN ACT to repeal** 350.12 (3j) (d); **to renumber and amend** 350.12 (3j) (b) and  
2         350.12 (4) (bg) 2.; **to amend** 25.29 (1) (d) 3. (intro.), 350.12 (3) (a) 1., 350.12 (3j)  
3         (a) 2., 350.12 (3j) (e) 2. and 350.12 (3m) (d); and **to create** 25.29 (1) (d) 4. (intro.),  
4         25.29 (1) (d) 4. a., 25.29 (1) (d) 4. b., 25.29 (1) (d) 4. c., 350.12 (3j) (b) 1., 350.12  
5         (3j) (b) 3., 350.12 (3j) (b) 4., 350.12 (3j) (b) 5., 350.12 (3j) (bg) and 350.12 (4) (bg)  
6         2. b. of the statutes; **relating to:** snowmobile registration, trail use sticker  
7         requirements, calculating the estimated snowmobile gas tax payment, and  
8         funding for supplemental snowmobile trail aids.

---

***Analysis by the Legislative Reference Bureau***

Current law prohibits a person from operating a snowmobile in this state unless the snowmobile is covered by a public-use or private-use registration issued by the Department of Natural Resources (DNR) or is exempt from registration. A person who owns a snowmobile is generally exempt from snowmobile registration requirements in this state if the snowmobile is covered by a valid registration in another state or country. A public-use registration is valid for two years and a private-use registration is valid until ownership of the snowmobile is transferred. This bill lowers the public-use registration fee from \$30 to \$15.

Under current law, a person who owns a snowmobile that is not registered in this state or is exempt from registration must display a trail use sticker issued by

**BILL**

DNR on the snowmobile. The fee for this sticker under current law is \$34.25. This bill requires all snowmobiles to display a trail use sticker, regardless of whether the snowmobile is registered in this state. The bill provides that the fee for a trail use sticker issued for a snowmobile that is registered in this state is \$14.25 if the snowmobile is owned by a snowmobile club member and \$34.25 if the owner does not belong to a snowmobile club.

The bill also increases the fee for trail use stickers issued to persons who own snowmobiles that are not registered in this state or that are exempt from registration from \$34.25 to \$44.25. In addition, the bill provides that there is no fee for a trail use sticker registered as an antique snowmobile. Current law provides that an antique snowmobile is one that is registered by a person who is a resident of this state and that has a model year of 1966 or earlier.

Under current law, DNR provides funding from the snowmobile account in the conservation fund for snowmobile regulation purposes including aids to counties for activities such as snowmobile trail development and maintenance and law enforcement. Currently, these activities are funded by snowmobile fees and by moneys transferred from the transportation fund to the conservation fund. The amount of this transfer equals the estimated snowmobile gas tax formula. The estimated snowmobile gas tax formula amount is based on an estimate of the amount of excise tax paid on gasoline by operators of all snowmobiles registered in this state. Beginning with fiscal year 2016-17, this bill bases the estimated snowmobile gas tax formula on an estimate of the excise tax paid on gasoline by operators of registered snowmobiles in this state who are issued a trail use sticker.

Current law also requires DNR to calculate an amount equal to the number of trail use stickers issued by DNR in the previous fiscal year multiplied by \$32 and to credit this amount to an appropriation account that funds aids to counties for activities such as trail development and maintenance. This bill changes the basis on which DNR must calculate the amount to be credited to that appropriation. Under the bill, DNR must credit an amount equal to the number of trail use stickers issued in the previous fiscal year to owners of snowmobiles that are exempt from registration multiplied by \$34.25.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

---

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

- 1           **SECTION 1.** 25.29 (1) (d) 3. (intro.) of the statutes, as affected by 2013 Wisconsin  
2           Act 20, is amended to read:

**BILL**

1           25.29 (1) (d) 3. (intro.) For fiscal year 2013-14, ~~and for each~~ through fiscal year  
2       ~~thereafter 2015-16~~, the estimated snowmobile gas tax payment is the sum of the  
3       following amounts:

4           **SECTION 2.** 25.29 (1) (d) 4. (intro.) of the statutes is created to read:

5           25.29 (1) (d) 4. (intro.) For fiscal year 2016-17, and for each fiscal year  
6       thereafter, the estimated snowmobile gas tax payment is the sum of the following:

7           **SECTION 3.** 25.29 (1) (d) 4. a. of the statutes is created to read:

8           25.29 (1) (d) 4. a. An amount calculated by multiplying the number of trail use  
9       stickers issued under s. 350.12 (3j) during the 12-month period before the last day  
10      of March of the previous fiscal year to owners of snowmobiles that are registered  
11      under s. 350.12 by 50 gallons and multiplying that product by the excise tax imposed  
12      under s. 78.01 (1) on the last day of March of the previous fiscal year.

13          **SECTION 4.** 25.29 (1) (d) 4. b. of the statutes is created to read:

14          25.29 (1) (d) 4. b. An amount calculated by multiplying the number of  
15      snowmobiles that are registered under s. 350.122 on the last day of March of the  
16      previous fiscal year by 50 gallons and multiplying that product by the excise tax  
17      imposed under s. 78.01 (1) on the last day of March of the previous fiscal year.

18          **SECTION 5.** 25.29 (1) (d) 4. c. of the statutes is created to read:

19          25.29 (1) (d) 4. c. An amount equal to 55 percent of the sum of the amounts  
20      calculated under subd. 4. a. and b.

21          **SECTION 6.** 350.12 (3) (a) 1. of the statutes is amended to read:

22          350.12 (3) (a) 1. Except as provided under subs. (2) and (5) (cm), no person may  
23      operate and no owner may give permission for the operation of any snowmobile  
24      within this state unless the snowmobile is registered for public use or private use  
25      under this paragraph or s. 350.122 or as an antique under par. (b) and has the



**BILL**

1 registration decals displayed as required under sub. (5) or s. 350.122 or unless the  
2 snowmobile has a reflectorized plate attached as required under par. (c) 3. A  
3 snowmobile that is not registered as an antique under par. (b) may be registered for  
4 public use. A snowmobile that is not registered as an antique under par. (b) and that  
5 is used exclusively on private property, as defined under s. 23.33 (1) (n), may be  
6 registered for private use. A snowmobile public-use registration certificate is valid  
7 for 2 years beginning on the July 1 prior to the date of application if registration is  
8 made prior to April 1 and beginning on the July 1 subsequent to the date of  
9 application if registration is made after April 1 and ending on June 30, 2 years  
10 thereafter. A snowmobile private-use registration certificate is valid from the date  
11 of issuance until ownership of the snowmobile is transferred. The fee for the issuance  
12 or renewal of a public-use registration certificate is ~~\$30~~ \$15, except that the fee is  
13 \$5 if it is a snowmobile owned and operated by a political subdivision of this state.  
14 There is no fee for the issuance of a private-use registration certificate or for the  
15 issuance of a registration certificate to the state.

16 **SECTION 7.** 350.12 (3j) (a) 2. of the statutes is amended to read:

17 350.12 (3j) (a) 2. ~~Except as provided in par. (d), no~~ No person who is the owner  
18 of a snowmobile may operate, or give permission for another person to operate, a  
19 snowmobile on a public snowmobile corridor in this state unless a trail use sticker  
20 issued under this subsection is displayed on the snowmobile.

21 **SECTION 8.** 350.12 (3j) (b) of the statutes is renumbered 350.12 (3j) (b) 2. and  
22 amended to read:

23 350.12 (3j) (b) 2. The fee for a trail use sticker issued for a snowmobile that is  
24 exempt from registration under sub. (2) (b) or (bn) is ~~\$34.25~~ \$44.25. A trail use

**BILL**

1 sticker issued for such a snowmobile may be issued only by the department and  
2 persons appointed by the department and expires on June 30 of each year.

3 **SECTION 9.** 350.12 (3j) (b) 1. of the statutes is created to read:

4 350.12 (3j) (b) 1. In this paragraph, "snowmobile club" means an association  
5 organized in this state the members of which are members of the Association of  
6 Wisconsin Snowmobile Clubs and that meets at least 3 times per year, that has at  
7 least 10 members, and that promotes responsible snowmobiling.

8 **SECTION 10.** 350.12 (3j) (b) 3. of the statutes is created to read:

9 350.12 (3j) (b) 3. Except as provided in subd. 5., the fee for a trail use sticker  
10 issued for a snowmobile that is registered under sub. (3) and that is owned by a  
11 person who is a member of a snowmobile club is \$14.25.

12 **SECTION 11.** 350.12 (3j) (b) 4. of the statutes is created to read:

13 350.12 (3j) (b) 4. Except as provided in subd. 5., the fee for a trail use sticker  
14 issued for a snowmobile that is registered under sub. (3) and that is owned by a  
15 person who is not a member of a snowmobile club is \$34.25.

16 **SECTION 12.** 350.12 (3j) (b) 5. of the statutes is created to read:

17 350.12 (3j) (b) 5. There is no fee for a trail use sticker issued for a snowmobile  
18 that is registered as an antique snowmobile under sub. (3) (b).

19 **SECTION 13.** 350.12 (3j) (bg) of the statutes is created to read:

20 350.12 (3j) (bg) A trail use sticker issued for a snowmobile for which a fee is  
21 charged under this subsection may be issued only by the department and persons  
22 appointed by the department and expires on June 30 of each year.

23 **SECTION 14.** 350.12 (3j) (d) of the statutes is repealed.

24 **SECTION 15.** 350.12 (3j) (e) 2. of the statutes is amended to read:

**BILL**

1           350.12 (3j) (e) 2. Any person, including the department, who issues a trail use  
2 sticker shall collect in addition to the fee under par. (b) 2., 3., or 4. an issuing fee of  
3 75 cents. The agent may retain 50 cents of the issuing fee to compensate the agent  
4 for the agent's services in issuing the sticker.

5           **SECTION 16.** 350.12 (3m) (d) of the statutes is amended to read:

6           350.12 (3m) (d) *Estimate.* On July 1 of each even-numbered year, the  
7 department shall estimate as accurately as possible the total ~~registration~~ trail use  
8 sticker receipts for a 2-year period and adjust the estimate periodically to reflect  
9 actual receipts.

10          **SECTION 17.** 350.12 (4) (bg) 2. of the statutes is renumbered 350.12 (4) (bg) 2.  
11 a. and amended to read:

12          350.12 (4) (bg) 2. a. For fiscal year years 2011-12, and for each fiscal year  
13 thereafter through 2015-16, the department shall calculate an amount equal to the  
14 number of trail use stickers issued under sub. (3j) in the previous fiscal year  
15 multiplied by \$32 and shall credit this amount to the appropriation account under  
16 s. 20.370 (5) (cw). From the appropriation account under s. 20.370 (5) (cw), the  
17 department shall make payments to the department or a county for the purposes  
18 specified in par. (b). The department shall make payments under par. (bm) for trail  
19 maintenance costs that were incurred in the previous fiscal year and that exceed the  
20 maximum specified under par. (b) 1. before making payments for any of the other  
21 purposes specified in par. (b).

22          **SECTION 18.** 350.12 (4) (bg) 2. b. of the statutes is created to read:

23          350.12 (4) (bg) 2. b. For fiscal year 2016-17, and for each fiscal year thereafter,  
24 the department shall calculate an amount equal to the number of trail use stickers  
25 issued under sub. (3j) in the previous fiscal year to owners of snowmobiles that are

**BILL**

1 exempt from registration under sub. (2) multiplied by \$44.25 and shall credit this  
2 amount to the appropriation account under s. 20.370 (5) (cw). From the  
3 appropriation account under s. 20.370 (5) (cw), the department shall make payments  
4 to the department or a county for the purposes specified in par. (b). The department  
5 shall make payments under par. (bm) for trail maintenance costs that were incurred  
6 in the previous fiscal year and that exceed the maximum specified under par. (b) 1.  
7 before making payments for any of the other purposes specified in par. (b).

8 **SECTION 19. Effective date.**

9 (1) This act takes effect on July 1, 2015.

10 (END)